



UNITED STATES PATENT AND TRADEMARK OFFICE

UNITED STATES DEPARTMENT OF COMMERCE
United States Patent and Trademark Office
Address: COMMISSIONER FOR PATENTS
P.O. Box 1450
Alexandria, Virginia 22313-1450
www.uspto.gov

APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.	CONFIRMATION NO.
09/670,865	09/27/2000	Boon-Lock Yeo	YO9-97-348C	7873

7590 02/26/2009
GREENBLUM & BERNSTEIN, P.L.C.
1950 ROLAND CLARKE PLACE
RESTON, VA 20191

EXAMINER

RAMAN, USHA

ART UNIT	PAPER NUMBER
----------	--------------

2424

MAIL DATE	DELIVERY MODE
-----------	---------------

02/26/2009

PAPER

Please find below and/or attached an Office communication concerning this application or proceeding.

The time period for reply, if any, is set in the attached communication.

Response to Arguments

Applicant's arguments filed on February 11th, 2009 have been fully considered but they are not persuasive.

Applicant argues (see Remarks page 17) with respect to claim 25 that, "it would have not been obvious to modify Goldberg to playback at a real time speed as this modification would at least render Goldberg unsuitable for its intended purpose". Examiner respectfully disagrees. Goldberg for example discloses that programs can be played at "up to two (2) times its normal speed". See column 4 lines 57-59. In this instance "up to" is understood to be merely an upper limit on the rate of playback, and accordingly includes all rates below the limit value. Furthermore even when considering applicant's arguments that a user can select only accelerated playback option, if a user views a program after a significant delay since the program begins (e.g. user joins in 20 minutes after a program has begun, wherein the program duration is only 30 minutes), even when playing back the program at an accelerated rate (up to 2-times the normal speed) would mean that the program has preempted prior to user having fully caught up. In such a scenario, the summary frames would be displayed until the viewer has completed watching the program even though the transmission of the program has preempted. For these reasons stated above, it is submitted that the system of Goldberg modified in view of Connelly teaches all the limitations of claim 25.

Conclusion

Any inquiry concerning this communication or earlier communications from the examiner should be directed to USHA RAMAN whose telephone number is (571)272-7380. The examiner can normally be reached on Tue-Fri: 8am-6:30pm.

If attempts to reach the examiner by telephone are unsuccessful, the examiner's supervisor, Christopher Kelley can be reached on (571) 272-7331. The fax phone number for the organization where this application or proceeding is assigned is 571-273-8300.

Information regarding the status of an application may be obtained from the Patent Application Information Retrieval (PAIR) system. Status information for published applications may be obtained from either Private PAIR or Public PAIR. Status information for unpublished applications is available through Private PAIR only. For more information about the PAIR system, see <http://pair-direct.uspto.gov>. Should you have questions on access to the Private PAIR system, contact the Electronic Business Center (EBC) at 866-217-9197 (toll-free). If you would like assistance from a USPTO Customer Service Representative or access to the automated information system, call 800-786-9199 (IN USA OR CANADA) or 571-272-1000.

/Chris Kelley/
Supervisory Patent Examiner, Art
Unit 2424

/Usha Raman/